IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO.1896 OF 2005

In

CRIMINAL APPEAL NO.305 OF 2005

Bhimrao Shripat Khandare : Applicant

(Orig.Accused No.2)

V/s.

The State of Maharashtra : Respondent

...

Ms Sonia Miskin (appointed) for the applicant.

Mrs.S.D.Shinde, Addl. Public Prosecutor for the State.

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CORAM : D.G.DESHPANDE & S.A.BOBDE,JJ.

DATE : JULY 26, 2006.

P.C.

1. Heard the Advocate for the applicant-accused and the learned Addl. Public Prosecutor for the State.

2. This is an application for bail. Accused no.2 was convicted for offences under sections 302 and 307 of the Indian Penal Code for causing the death of his wife and injuries to his daughter. The injured daughter was an eye-witness. According to her testimony, the accused had inflicted blows with an axe on the neck of her mother and

herself. Nothing could be brought out in the cross-examination to crate any doubt about her testimony. This is, therefore, a strong circumstance for rejecting the application for bail.

3. Accordingly, this Criminal Application is rejected.

D.G. DESHPANDE, J.

S.A. BOBDE, J.